

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF: )  
 )  
COMMONWEALTH EDISON COMPANY )  
 ) No. 07-0540  
Petition for approval of the )  
Energy Efficiency and Demand )  
Response Plan pursuant to )  
Section 12-103(f) of the )  
Public Utilities Act. )

Chicago, Illinois  
November 20, 2007

Met, pursuant to notice, at 1:30 p.m.

BEFORE:

Ms. Claudia Sainsot, Administrative Law Judge

APPEARANCES :

MR. MICHAEL S. PABIAN  
10 South Dearborn Street, 49th Floor  
Chicago, IL 60603  
appearing for Commonwealth Edison Company;

MR. CARMEN FOSCO  
MR. JOHN FEELEY  
MR. ARSHIA JAVAHERIAN  
160 North LaSalle Street, Suite C-800  
Chicago, IL 60601  
appearing for ICC Staff;

MR. RONALD D. JOLLY  
30 North LaSalle Street, Suite 900  
Chicago, IL 60602  
appearing for the City of Chicago;

1 APPEARANCES (cont.):

2 MS. ANNE McKIBBIN  
208 South LaSalle Street, Suite 1760  
3 Chicago, IL 60604  
appearing for the Citizens Utility Board;

4 MS. SUSAN HEDMAN  
5 MS. KRISTIN MUNSCH  
100 West Randolph, 11th Floor  
6 Chicago, IL 60601  
appearing for the People of the  
7 State of Illinois;

8 MR. ROBERT KELTER  
35 East Wacker, 13th Floor  
9 Chicago, IL 60601  
appearing for the Environmental  
10 Law and Policy Center;

11 MS. CYNTHIA FONNER  
550 West Washington, Suite 300  
12 Chicago, IL 60661  
appearing for Constellation Energy Group.

13

14

15

16

17

18

19

20

21 SULLIVAN REPORTING COMPANY, by  
Jean M. Plomin, CSR, RPR  
22 License No. 084-003728

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>Re- direct</u>	<u>Re- cross</u>	<u>By Examiner</u>
None .					

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
None .		

1 JUDGE SAINSOT: By the authority vested in me  
2 by the Illinois Commerce Commission, I now call  
3 Docket No. 07-0540. It is the petition of  
4 Commonwealth Edison Company for approval of its  
5 energy efficiency and demand response plan, and that  
6 plan is pursuant to Section 12-103(f) of the Public  
7 Utilities Act.

8 Will the parties present identify  
9 themselves for the record, please.

10 MR. FOSCO: Appearing on behalf of Staff of the  
11 Illinois Commerce Commission, Carmen Fosco, John  
12 Feeley and Arshia Javaherian, 160 North LaSalle  
13 Street, Suite C-800, Chicago, Illinois, 60601.

14 MR. PABIAN: For Commonwealth Edison Company,  
15 Michael S. Pabian, P-a-b-i-a-n, 10 South Dearborn  
16 Street, 49th Floor, Chicago, Illinois, 60603.

17 MR. JOLLY: On behalf of the City of Chicago,  
18 Ronald D. Jolly, 30 North LaSalle, Suite 900,  
19 Chicago, Illinois, 60602.

20 MS. McKIBBIN: On behalf of the Citizens  
21 Utility Board, Anne McKibbin, 208 South LaSalle  
22 Street, Suite 1760, Chicago, Illinois, 60604.

1           MS. MUNSCH:   For the People of the State of  
2   Illinois, Office of the Attorney General, Susan  
3   Hedman and Kristin Munsch, 100 West Randolph,  
4   11th Floor, Chicago, Illinois, 60601.

5           MR. KELTER:   On behalf of the Environmental Law  
6   and Policy Center, Robert Kelter, 35 East Wacker,  
7   Suite 1300, Chicago, Illinois, 60601.

8           MS. FONNER:   On behalf of Constellation Energy  
9   Group, Cynthia Fonner, 550 West Washington,  
10   Suite 300, Chicago, Illinois, 60661.

11          JUDGE SAINSOT:   Am I correct, Mr. Jolly, that  
12   you haven't filed a petition seeking leave to  
13   intervene yet?

14          MR. JOLLY:   No, we have not.   We will do that  
15   either today or tomorrow.

16          JUDGE SAINSOT:   So I guess I can't rule on it  
17   yet.

18          MR. JOLLY:   I think we have the right to  
19   appear.   We can appear under Section 10-108 of the  
20   Public Utilities Act.

21          JUDGE SAINSOT:   Well, then do I really need to  
22   grant your petition?

1           MR. JOLLY:  Actually, we just file an  
2   appearance.  We don't even file a petition.

3           JUDGE SAINSOT:  Okay.  If you're filing an  
4   appearance, then you're fine.

5           MR. JOLLY:  Thanks.

6           JUDGE SAINSOT:  Okay.  Other than that,  
7   though -- and please correct me if I'm wrong -- the  
8   Attorney General, Constellation New Energy, the  
9   Environmental Law and Policy Center, and the Citizens  
10   Utility Board have all requested leave to intervene.  
11   Have I forgotten anybody?

12                    Okay.  Are there any objections to  
13   those petitions?

14           MR. PABIAN:  No objections, your Honor.

15           JUDGE SAINSOT:  Okay.  That being the case,  
16   they are all granted, and those parties are granted  
17   leave to intervene.

18                    Okay.  Mr. Jolly, why don't you set  
19   forth the schedule, please.

20           MR. JOLLY:  Sure.  Pursuant to an  
21   off-the-record discussion, it's my understanding that  
22   the parties have agreed to the following schedule:

1 Staff and intervenors will file their direct  
2 testimony on December 14. ComEd will file its  
3 rebuttal testimony on December 21st. There will be a  
4 status hearing on January 3, 2008, at 1:00 p.m.  
5 There will be prehearing memos that are due on  
6 January 2, 2008. The hearing will be conducted on  
7 January 4, 2008, starting at 9:00. Initial briefs  
8 are due on January 14th. A proposed order will be  
9 issued on January 25th. And briefs on exceptions are  
10 due on February 1st.

11 And then in addition as to discovery,  
12 the parties have agreed with respect to ComEd's  
13 direct testimony, ComEd will endeavor to respond to  
14 data requests within seven calendar days, and Staff  
15 and intervenors will try to respond to data requests  
16 in five calendar days.

17 JUDGE SAINSOT: Okay. Does that accurately  
18 reflect what was discussed?

19 Okay. Anything further?

20 Okay. So we'll just move right along  
21 to DCEO.

22

1 (Whereupon, the above-entitled  
2 matter was continued to  
3 January 3, 2008, at 1:00 p.m.)  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22